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7 Attorneys for Plaintiff  
Western World Insurance Company

8  
9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION  
11

12 WESTERN WORLD INSURANCE  
13 COMPANY,

14 Plaintiff,

15 v.

16 PROFESSIONAL COLLECTION  
17 CONSULTANTS,

18 Defendant.  
19  
20  
21

CASE NO. 2:15-cv-02342 MWF (VBKx)

**DECLARATION OF DAVID A.  
EVANS IN SUPPORT OF WESTERN  
WORLD INSURANCE COMPANY'S  
MOTION FOR SUMMARY  
JUDGMENT**

Date: March 21, 2016  
Time: 10:00 a.m.  
Ctrm.: 1600  
Judge: Hon. Michael W. Fitzgerald

Trial Date: November 15, 2016  
Complaint Filed: March 30, 2015

22 I, David A. Evans, declare,

23 1. I am an attorney licensed to practice before all courts in the State of  
24 California and the United States District Court for the Central District of California,  
25 and am a partner with the law firm of Selvin Wraith Halman LLP, counsel of record  
26 for Plaintiff Western World Insurance Company ("Western World"). The following is  
27 based on my personal knowledge and if called as a witness, I could and would testify  
28 competently thereto.

1           2.     A true and correct copy of a Search and Seizure Warrant issued August  
2 23, 2013 to Professional Collection Consultants (“PCC”), as produced by Defendant  
3 Professional Collection Consultants in this action, is attached hereto as Exhibit “A.”

4           3.     A true and correct copy of a Federal Grand Jury Subpoena issued  
5 September 25, 2013 to PCC, as produced by Defendant PCC in this action, is attached  
6 hereto as Exhibit “B.”

7           4.     A true and correct copy of a Federal Grand Jury Subpoena issued  
8 October 15, 2013 to PCC, as produced by Defendant PCC in this action, is attached  
9 hereto as Exhibit “C.”

10          5.     A true and correct copy of a Federal Grand Jury Subpoena issued  
11 November 26, 2013 to PCC, as produced by Defendant PCC in this action, is attached  
12 hereto as Exhibit “D.”

13          6.     A true and correct copy of relevant excerpts of PCC’s “Responses to  
14 Western World Insurance Company’s Request for Production of Professional  
15 Collection Consultants, Set No. One” is attached hereto as Exhibit “E.”

16          7.     A true and correct copy of relevant excerpts of PCC’s “Responses to  
17 Western World Insurance Company’s Interrogatories to Professional Collection  
18 Consultants, Set No. One” is attached hereto as Exhibit “F.”

19          8.     A true and correct copy of PCC’s “Responses to Western World  
20 Insurance Company’s Request for Admissions to Professional Collection Consultants,  
21 Set No. One” is attached hereto as Exhibit “G.”

22          9.     A true and correct copy of relevant excerpts of the deposition of PCC’s  
23 Person Most Knowledgeable (Clark Garen) is attached hereto as Exhibit “H.”

24          10.    A true and correct copy of correspondence from Lou Rivero to Todd  
25 Shields dated August 7, 2014 is attached hereto as Exhibit “I.”

26          11.    A true and correct copy of correspondence from Steven N. Joseph to Todd  
27 Shields dated January 9, 2015 is attached hereto as Exhibit “J.”

28          12.    A true and correct copy of correspondence from Steven N. Joseph to

1 Clark McGarin dated January 28, 2015 is attached hereto as Exhibit "K."

2 13. A true and correct copy of PCC's "Rule 26 Disclosures by Defendant  
3 Professional Collection Consultants" and correspondence from Beblen Pole to the  
4 EDD Unemployment Office dated April 1, 2014 produced pursuant to PCC's Rule 26  
5 Disclosures is attached hereto as Exhibit "L."

6 14. A true and correct copy of an email from Lisa McCann to Todd Shields  
7 dated June 17, 2014 produced pursuant to PCC's Rule 26 Disclosures is attached  
8 hereto as Exhibit "M."

9 15. A true and correct copy of an email communications between David A.  
10 Evans and Clark Garen dated February 1, 2016 is attached hereto as Exhibit "N."

11 16. On January 25, 2016, pursuant to Local Rule 7-3, I met and conferred  
12 telephonically with counsel for Defendant, Clark Garen, advising Mr. Garen of  
13 Western World's intention to file a motion for summary judgment in this matter. We  
14 did not reach a resolution which eliminated the necessity for a hearing.

15 I declare under penalty of perjury under the laws of the United States of  
16 America that the foregoing is true and correct. Executed February 19, 2016, at  
17 Oakland, California.

18  
19 By: /s/ David A. Evans  
20 David A. Evans

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